



February 15, 2002

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## ENGROSSED HOUSE BILL No. 1294

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DIGEST OF HB 1294 (Updated February 14, 2002 12:06 PM - DI 106)

**Citations Affected:** IC 11-12.

**Synopsis:** Inmate copayments for medical services. Increases the maximum permissible copayment for medical, dental, eye, and other health care services from not more than \$10 to not more than \$15 for certain persons confined in the county jail. Provides that an inmate is not required to pay a copayment if there are no funds in the inmate's account within 60 days of the service being provided.

**Effective:** July 1, 2002.

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### Herndon, Reske, Sturtz

(SENATE SPONSORS — MEEKS C, LEWIS)

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January 14, 2002, read first time and referred to Committee on Judiciary.  
January 22, 2002, reported — Do Pass.  
January 28, 2002, read second time, ordered engrossed. Engrossed.  
January 30, 2002, read third time, passed. Yeas 86, nays 3.

SENATE ACTION

February 1, 2002, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.  
February 14, 2002, amended, reported favorably — Do Pass.

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EH 1294—LS 6129/DI 105+



February 15, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## ENGROSSED HOUSE BILL No. 1294

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 11-12-5-5 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 5. (a) This section does  
3 not apply to a person confined to a county jail who:

4 (1) maintains a policy of insurance from a private company  
5 covering:

6 (A) medical care;

7 (B) dental care;

8 (C) eye care; or

9 (D) any other health care related service; or

10 (2) is willing to pay for the person's own medical care.

11 (b) Except as provided in subsection (c), a person confined to a  
12 county jail may be required to make a copayment in an amount of not  
13 more than ~~ten dollars (\$10)~~ **fifteen dollars (\$15)** for each provision of  
14 any of the following services:

15 (1) Medical care.

16 (2) Dental care.

17 (3) Eye care.

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- 1 (4) Any other health care related service.
- 2 (c) A person confined to a county jail is not required to make the
- 3 copayment under subsection (b) if:
- 4 (1) the person does not have funds in the person's commissary
- 5 account or trust account at the time the service is provided;
- 6 (2) the person does not have funds in the person's commissary
- 7 account or trust account within ~~thirty (30)~~ **sixty (60)** days after the
- 8 service is provided;
- 9 (3) the service is provided in an emergency;
- 10 (4) the service is provided as a result of an injury received in the
- 11 county jail; or
- 12 (5) the service is provided at the request of the sheriff or jail
- 13 administrator.
- 14 (d) Money collected must be deposited into the county medical care
- 15 for inmates fund.
- 16 (e) Rules for the implementation of this section must be approved
- 17 by the county legislative body.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1294, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

STURTZ, Chair

Committee Vote: yeas 10, nays 0.

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EH 1294—LS 6129/DI 105+



## COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred House Bill No. 1294, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 7, strike "thirty (30)" and insert "**sixty (60)**".

and when so amended that said bill do pass.

(Reference is to HB 1294 as reprinted January 23, 2002.)

LONG, Chairperson

Committee Vote: Yeas 9, Nays 0.

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